



PATENT  
EMC-03-098CIP1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>APPLICANT:</b>	Dennis Duprey, et al	<b>GROUP ART UNIT:</b>	2186
<b>U.S.S.N.:</b>	10/741,829	<b>EXAMINER:</b>	Not Yet Assigned
<b>FILING DATE:</b>	December 19, 2003	<b>CUSTOMER NO.:</b>	<b>24227</b>
<b>TITLE:</b>	<b>SYSTEM AND METHOD FOR PERFORMING A FULL COPY IN A DATA STORAGE ENVIRONMENT HAVING A CAPABILITY FOR PERFORMING AN INCREMENTAL COPY</b>		

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to: Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 12, 2004.

*Sandra A. Kullaga*

Mail Stop: Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO CORRECT OFFICIAL FILING RECEIPT**

Sir:

Applicant respectfully requests that the Official Filing Receipt mailed April 1, 2004 be corrected as shown in red ink on the attached copy thereof. More specifically, Applicant respectfully requests that the Filing Date be corrected to read as follows:

Please change December 20, 2003 to read --December 19, 2003-- .

Applicants: Dennis Duprey, et al  
U.S.S.N. 10/741,829  
Filing Date: December 19, 2003  
Atty. Docket No.: EMC-03-098CIP1

In support of this Petition, attached is a copy of the following documents:

1. Express Mail Label which showing a date of December 19, 2003 and was logged in at 7:00 p.m.
2. Utility Patent Transmittal Form executed on December 19, 2003; and
3. Utility Patent Application Transmittal executed on December 19, 2003 and Certificate of Express Mailing Under 37 C.F.R. §1.10 executed on December 19, 2003.


Therefore, Applicant respectfully requests the filing date of the application be changed to December 19, 2003.

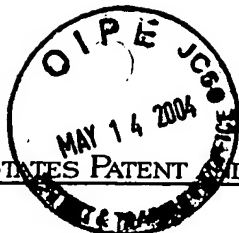
In the event the Patent Office deems personal contact desirable in disposition of this matter, the Office is invited to contact the undersigned attorney at (508) 293-6985.

Please charge any fees occasioned by this submission to Deposit Account No. 05-0889.

Respectfully submitted,

Dated: May 12, 2004

  
Robert Kevin Perkins, Esq. (Reg. No. 36,634)  
EMC Corporation  
Office of the General Counsel  
176 South Street  
Hopkinton, MA 01748  
Tel: 508-293-6985  
Fax: 508-293-7189



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/741,829	12/20/2003 19	2186	770	EMC-03-098CIP1	19	17	3

CONFIRMATION NO. 6176

## FILING RECEIPT

RECEIVED



\*OC000000012254812\*

APR 05 2004

EMC CORPORATION  
 Intellectual Property Group  
 Office of the General Counsel  
 Legal Department

Date Mailed: 04/01/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

## Applicant(s)

Dennis Duprey, Raleigh, NC;  
 Walter A. O'Brien III, Westborough, MA;  
 Paul T. McGrath, Raleigh, NC;  
 David Haase, Fuquay Varina, NC;

## Domestic Priority data as claimed by applicant

This application is a CIP of 10/652,967 08/29/2003

## Foreign Applications

If Required, Foreign Filing License Granted: 04/01/2004

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

## Title

System and method for performing a full copy in a data storage environment having a capability

for performing an incremental copy

**Preliminary Class**

711

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).